

EXHIBIT 5

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13 Attorneys for Defendant, **BRANT BLAKEMAN**

14
15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION**

17 CORY SPENCER, an individual;
18 DIANA MILENA REED, an individual;
19 and COASTAL PROTECTION
20 RANGERS, INC., a California non-profit
21 public benefit corporation,

22 } **CASE NO.: 2:16-CV-2129-SJO-RAO**
23 } Assigned to Courtroom: 1
24 } The Hon. S. James Otero

25 Plaintiffs,

26 } **DEFENDANT BRANT**
27 } **BLAKEMAN'S INITIAL**
28 } **DISCLOSURES PURSUANT TO**
1 } **RULE 26(a)(1)**

2 vs.
3 LUNADA BAY BOYS; THE
4 INDIVIDUAL MEMBERS OF THE
5 LUNADA BAY BOYS, including but not
6 limited to SANG LEE, BRANT
7 BLAKEMAN, ALAN JOHNSTON AKA
8 JALIAN JOHNSTON, MICHAEL RAE
9 PAPAYANS, ANGELO FERRARA,
10 FRANK FERRARA, CHARLIE
11 FERRARA, and N.F.; CITY OF PALOS
12 VERDES ESTATES; CHIEF OF
13 POLICE JEFF KEPLEY, in his
14 representative capacity; and DOES
15 1-10,

16 Defendants.

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18 ///

1 **BRANT BLAKEMAN'S INITIAL DISCLOSURES**

2 Now comes Defendant Brant Blakeman and pursuant to Rule 26(a)(1) of the
3 Federal Rules of Civil Procedure makes these initial disclosure

4 1. The following persons are likely to have discoverable information that
5 Defendant Brant Blakeman may use in support of his defenses:

6 (a) **Brant Blakeman**

7 Brant Blakeman is a named defendant in this matter. He resides in Palos
8 Verdes Estates and can be contacted through counsel. He is expected to testify
9 regarding his relationship and interactions with the plaintiffs, his relationship and
10 interactions with the defendants, and his experiences at Lunada Bay and Palos Verdes
11 Estates. He will further testify as to the events on February 13, 2016 and February 29,
12 2016 when plaintiff Diana Milena Reed and Defendant Alan Johnston were in his
13 presence on the beach at Lunada Bay.

14 (b) **Alan Johnston**

15 Alan Johnston is a named defendant in this matter. He resides in Palos
16 Verdes Estates. It is believed Mr. Johnston can be contacted through his counsel. He
17 is expected to testify regarding his relationship and interactions with the plaintiffs, his
18 relationship and interactions with the defendants, and his experiences at Lunada Bay
19 and Palos Verdes Estates. He is expected to testify as the events on February 13,
20 2016 when plaintiff Diana Milena Reed and Brant Blakeman were in his presence on
21 the beach at Lunda Bay.

22 (c) **Sang Lee**

23 Sang Lee is a named defendant. It is believed he can be contacted
24 through his counsel. He is expected to testify regarding his relationship and
25 interactions with the plaintiffs, his relationship and interactions with the defendants,
26 and his experiences at Lunada Bay and Palos Verdes Estates.

27 (d) **Michael Rae Papayans**

28 Michael Rae Papayans is a named defendant. It is believed he can be

1 contacted through his counsel. He is expected to testify regarding his relationship and
2 interactions with the plaintiffs, his relationship and interactions with the defendants,
3 and his experiences at Lunada Bay and Palos Verdes Estates.

4 (e) **Angelo Ferrara**

5 Angelo Ferrara is a named defendant. It is believed he can be contacted
6 through his counsel. He is expected to testify regarding his relationship and
7 interactions with the plaintiffs, his relationship and interactions with the defendants,
8 and his experiences at Lunada Bay and Palos Verdes Estates.

9 (f) **N.F.**

10 N.F. is a minor and a named defendant. It is believed he can be
11 contacted through his counsel. He is expected to testify regarding his relationship and
12 interactions with the plaintiffs, his relationship and interactions with the defendants,
13 and his experiences at Lunada Bay and Palos Verdes Estates.

14 (f) **Frank Ferrara**

15 Frank Ferrara is a named defendant. His residence and contact
16 information are unknown at this time or not available. He is expected to testify
17 regarding his relationship and interactions with the plaintiffs, his relationship and
18 interactions with the defendants, and his experiences at Lunada Bay and Palos Verdes
19 Estates.

20 (g) **Charlie Ferrara**

21 Charlie Ferrara is a named defendant. His residence and contact
22 information are unknown at this time or not available. He is expected to testify
23 regarding his relationship and interactions with the plaintiffs, his relationship and
24 interactions with the defendants, and his experiences at Lunada Bay and Palos Verdes
25 Estates.

26 (h) **The City of Palos Verdes Estates Rule 30(b)(6) witnesses**

27 The City of Palos Verdes is a named defendant in this matter. It is
28 believed it can be contacted through its counsel. It is anticipated that a the City of

1 Palos Verdes will designate one or more persons to testify on its behalf regarding the
2 City's relationship and interactions with the plaintiffs, the City's relationship and
3 interactions with the defendants, and the City's knowledge of Lunada Bay and Palos
4 Verdes Estates.

5 (i) **Jeff Kepley**

6 Jeff Kepley is the Chief of Police of Palos Verdes Estates. His
7 residence is unknown and it is believed he can be contacted through his counsel. He
8 is expected to testify regarding his relationship and interactions with the plaintiffs, his
9 relationship and interactions with the defendants, and his experiences at Lunada Bay
10 and Palos Verdes Estates. He is expected to testify regarding the City of Palos
11 Verdes Estates Police Departments history, interactions and relationship with the
12 plaintiffs, defendants, surfers, and beach goers. He is expected to testify as to issues
13 related to enforcement of the laws within his jurisdiction in the Lunada Bay and Palos
14 Verdes area.

15 (j) **Diana Milena Reed**

16 Diana Milena Reed is named plaintiff in this action. Her residence and
17 contact information are unknown although it is believed he may be contacted through
18 her counsel. She is expected to testify regarding her relationship and interactions with
19 the named plaintiffs, her relationship and interactions with the named defendants, and
20 her specific experience at Lunada Bay and Palos Verdes Estates. She is expected to
21 testify as the events on February 13, 2016 and her interactions with Alan Johnston and
22 Brant Blakeman. She is expected to testify as to events on February 29, 2016 and her
23 interactions with Brant Blakeman.

24 (k) **Cory Spencer**

25 Cory Spencer is a named plaintiff in this action. His residence and
26 contact information are unknown although it is believed he may be contacted through
27 his counsel. He is expected to testify regarding his relationship and interactions with
28 the plaintiffs, his relationship and interactions with the defendants, and his

1 experiences at Lunada Bay and Palos Verdes Estates.

2 **(I) Coastal Protection Rangers Rule 30(b)(6) witnesses**

3 Costal Protection Rangers is a named plaintiff in this matter. It is
4 believed it can be contacted through its counsel. It is anticipated that a the Costal
5 Protection Rangers will designate one or more persons to testify on its behalf
6 regarding it's relationship and interactions with the plaintiffs, it's relationship and
7 interactions with the defendants, and the it's knowledge of Lunada Bay and Palos
8 Verdes Estates.

9 **(m) Victor Otten**

10 Victor Otten is an attorney who's legal practice is located in Torrance,
11 California. His residence information is unknown and his contact information can be
12 found on plaintiffs' pleadings. He is expected to testify regarding his relationship and
13 interactions with the plaintiffs, his relationship and interactions with the defendants,
14 his relationship and interactions with witnesses, and his experiences at Lunada Bay
15 and Palos Verdes Estates.

16

17 2. The following documents in the possession, custody, or control of Brant
18 Blakeman may be used in support of his defenses.

- 19 (a) February 13, 2016 video camera footage files showing interactions
20 with plaintiff Diana Milena Reed.
- 21 (b) February 29, 2016 video camera footage files showing interactions
22 with plaintiff Diana Milena Reed.

23

24 3. Defendant Brant Blakeman currently does not seek any damages from
25 plaintiffs. In so stating, Brant Blakeman does not waive the right to seek costs,
26 attorneys' fees, or other amounts to which he may be entitled or may become entitled
27 in the course of this litigation.

28 ///

1 4. Defendant Brant Blakeman identifies the following insurance agreements
2 that may satisfy all or part of a possible judgment or indemnify or reimburse payment
3 for judgment:

- 4 (a) Farmers Insurance Next Generation Homeowners Policy, Policy
5 Number 93998-80-99
6 (b) Farmers Insurance Personal Umbrella Policy, Policy Number
7 60599-58-95.

8 The insurance policies will be produced to all parties upon the issuance of an
9 appropriate protective order.

10 DATED: August 22, 2016

VEATCH CARLSON, LLP

11
12
13 By: /s/ Richard P. Dieffenbach
14 **ROBERT T. MACKEY**
15 **PETER H. CROSSIN**
16 **RICHARD P. DIEFFENBACH**
17 Attorneys for **Defendant BRANT**
18 **BLAKEMAN**

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 1055 Wilshire Boulevard, 11th Floor, Los Angeles, California 90017-2444.

On August 22, 2016, I served the foregoing document described as **DEFENDANT BRANT BLAKEMAN'S INITIAL DISCLOSURES** on the interested parties in this action by placing a true copy thereof in a sealed envelope addressed as follows:

✓ Kurt A. Franklin
kfranklin@hansonbridgett.com

✓ Samantha Wolff
SWolff@hansonbridgett.com

✓ Victor Otten
vic@ottenlawpc.com

✓ Mark C. Fields
fields@markfieldslaw.com

✓ Thomas M. Phillips
tphillips@thephillipsfirm.com

✓ Aaron Miller
amiller@thephillipsfirm.com

✓ Edwin J. Richards,
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✓ Jacob Song
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✓ Edward Ward
Edward.Ward@lewisbrisbois.com

✓ Peter Haven
peter@havenlaw.com

✓ J. Patrick Carey
pat@patcareylaw.com

X **ELECTRONIC MAIL SERVICE** I served the above documents by electronic mail in the United States during normal business hours by causing the within document to be transmitted to the attorneys of record for the parties herein at the email address(es) of said attorney(s) as indicated above. The electronic service was in compliance with CRC Rule 2.251 and the transmission was reported as complete and without error. I am readily familiar with Veatch Carlson, LLP business practices for electronic service.

X **FEDERAL:** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on August 22, 2016 at Los Angeles, California.

/s/ Andrea Dona

Andrea Dona

From: Andrea Dona
Sent: Monday, August 22, 2016 4:09 PM
To: 'peter@havenlaw.com'; 'swolff@hansonbridgett.com'; 'jacob.song@kutakrock.com'; 'tphillips@thephillipsfirm.com'; 'Edward.Ward@lewisbrisbois.com'; 'kfranklin@hansonbridgett.com'; 'vic@otteniawpc.com'
Cc: Richard P. Dieffenbach; John Worgul
Subject: Spencer v. Lunada Bay Boys; Brant Blakeman's Initial Disclosures
Attachments: DISC-B. Blakeman's Initial Disclosures.PDF

Attached please find Defendant Brant Blakeman's Initial Disclosures Pursuant to Rule 26(a)(1).

Andrea (Andi) Doña

Legal Assistant to James E. Siepler
and Richard P. Dieffenbach

Veatch Carlson, LLP

1055 Wilshire Boulevard, 11th Floor
Los Angeles, California 90017
Telephone: (213) 381-2861 x1130
Facsimile: (213)383-6370
adona@veatchfirm.com

PROOF OF SERVICE

1 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES
2

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and
not a party to the within action; my business address is 1055 Wilshire Boulevard, 11th Floor, Los
Angeles, California 90017-2444.
4

5 On 8/24/16, I served the foregoing document described as **DEFENDANT BRANT**
BLAKEMAN'S INITIAL DISCLOSURES PURSUANT TO RULE 26(a)(1) on the interested
6 parties in this action by placing a true copy thereof in a sealed envelope addressed as follows:
7

SEE ATTACHED SERVICE LIST

8 **BY MAIL** (C.C.P. §§ 1013a, *et seq.*): I am "readily familiar" with the firm's practice of
collection and processing correspondence for mailing. Under that practice it would be
9 deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid
at Los Angeles, California, in the ordinary course of business. I am aware that on motion of
10 the party served, service is presumed invalid if postal cancellation or postage meter date is
more than one day after date of deposit for mailing in affidavit.

11 **ELECTRONIC MAIL SERVICE** I served the above documents by electronic mail in the
United States during normal business hours by causing the within document to be
transmitted to the attorneys of record for the parties herein at the email address(es) of said
12 attorney(s) as indicated above. The electronic service was in compliance with CRC Rule
2.251 and the transmission was reported as complete and without error. I am readily
13 familiar with Veatch Carlson, LLP business practices for electronic service. :

14 **BY PERSONAL SERVICE** (C.C.P. §§ 1011, *et seq.*): I delivered such envelope(s) by
hand to the offices of the addressee(s).
15

16 **BY FACSIMILE TRANSMISSION** from Facsimile No. (213) 383-6370 to the fax
numbers listed below. The facsimile machine I used complied with Court Rule 2.306.
17 Pursuant to Rule 2.306, I caused the machine to print a transmission confirmation report
that showed the document was transmitted complete and without error and a copy is
18 attached.

19 **BY EXPRESS MAIL** (C.C.P. §§ 1013(c)(d), *et seq.*): I caused said document(s) to be
deposited with an express service carrier in a sealed envelope designed by the carrier as an
express mail envelope, with fees and postage prepaid.
20

21 **BY REGISTERED MAIL** (C.C.P. §§ 1020, *et seq.*): I caused said document(s) to be
deposited with the United States Mail, postage prepaid, return receipt requested, signed by
the addressee that said documents were received.
22

23 **STATE:** I declare under penalty of perjury under the laws of the State of California that
the above is true and correct.
24

25 **FEDERAL:** I declare that I am employed in the office of a member of the bar of this court
at whose direction the service was made.
26

27 Executed on August 24, 2016 at Los Angeles, California.
28


ANDREA DONA

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